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URL: http://www.hgcpatent.com Examiner Robin Annette Hylton FAX: NO.: (703) 872-9306 FROM: James V. Costigan TOTAL NO. OF PAGES INCLUDING THIS COVER SHEET: 6 DATE: December 27, 2004 CHARGE: <u>1011-326</u> RE: Serial No. 09/890,035 (IF THERE ARE ANY PROBLEMS REGARDING THIS TRANSMISSION, PLEASE CALL (212) 302-8989, EXT. 40 OR 41) CONFIDENTIAL THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND MAY BE SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE OR ATTURNEY WORK PRODUCT EXCLUSION. THIS FACSIMILE IS ONLY INTENDED FOR THE DESIGNATED RECIPIENT (S). ANY RECIPIENT OTHER THAN THE DESIGNATED RECIPIENT(S) IS HEREBY NOTIFIED THAT MAY DISCLOSURE OR USE OF THE INFORMATION IS UNAUTHORIZED AND PROHITIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE NOTIFY: HEDMAN & COSTIGAN, P.C. BY TELEPYONE AT (212) 302-8989 REMARKS: []Urgent [] For Your Review/Comments [] Reply ASAP [] FYI [] Per Your Request Original [] will / [] will not follow Certificate of Transmission . I hereby certify that this correspondence is being facsimile transmitted to the United States Patent & Trademark Office, Fax No. (703) 872-9306 on December 27, 2004. Shari Jackson

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Docket No.: 1011-326

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

. Giovanni Bocola

Serial No.: 09/890,035

Filed: July 26, 2001

For: COSMETIC PRODUCT CONTAINER AND METHOD FOR MAKING IT

New York, NY 10036 December 27, 2004

Mail Stop Amendment . Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

AMENDMENT

This Amendment is being filed in response to the Office Action that was mailed August 25, 2004. Kindly amend the above-identified application as follows:

In the Claims

1.-15. (canceled)

.16. (new) A cosmetic product container, comprising a container body a top open product filling and delivery mouth and at least a covering element having an outer surface and an inner surface, said container body and covering element being made as a single piece of a first material, said container body and said covering element having between them and integral strip hinge thereby said covering element can be swingably brought from an open position in which said top mouth is accessible. from outside and a closed position in which said top mouth is not accessible and is tightly closed, said covering element being provided with an annular gasket extending from said